

JAN 04 2008

CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MIGUEL PEREZ-TORRES,

Petitioner,

v.

MICHAEL B. MUKASEY, Attorney  
General,

Respondent.

No. 05-70253

Agency No. A76-728-452

MEMORANDUM<sup>\*</sup>

On Petition for Review of an Order of the  
Board of Immigration Appeals

Argued and Submitted November 7, 2007  
San Francisco, California

Before: SCHROEDER, HALL and BYBEE, Circuit Judges.

Miguel Perez-Torres petitions for review of the Board of Immigration Appeals' discretionary determination that he failed to satisfy the "exceptional and extremely unusual hardship" requirement for cancellation of removal. *See* 8 U.S.C. § 1229b(b). We have explicitly held that this court lacks jurisdiction to

---

<sup>\*</sup> This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

review a discretionary hardship determination under 8 U.S.C. § 1252(a)(2)(B)(i).

*Romero-Torres v. Ashcroft*, 327 F.3d 887, 888 (9th Cir. 2003).

Petitioner fails to raise any credible argument that would require us to resolve the question we left open in *Romero-Torres*. *See Id.* at 891 n.5.

We **DISMISS** the petition for lack of jurisdiction.